

54 Stat. 219.

Purchase of lands,
etc., for benefit of
Indians.25 U. S. C. § 465.
Provisos.

adjacent to the Turtle Mountain Indian Agency in the State of North Dakota" be, and the same is hereby, amended by inserting in the third line of said Act, after the words "authorized to purchase", the words "publicly or", so that as amended Section 1 of said Act, exclusive of its enacting clause, will read:

"That the Secretary of the Interior be, and he is hereby, authorized to purchase publicly or privately owned lands and improvements within and adjacent to the Turtle Mountain Reservation, North Dakota, title to be taken in the United States of America in trust for the Indians of the Turtle Mountain Reservation. For the purpose of making the purchases herein authorized, the Secretary of the Interior is hereby authorized to use any available funds heretofore or hereafter appropriated pursuant to the authority contained in section 5 of the Act of June 18, 1934 (48 Stat. 984): *Provided*, That title to the land so purchased may, in the discretion of the Secretary of the Interior, be taken for the surface only: *Provided further*, That lands purchased under this authority shall not be allotted in severalty."

Approved, May 28, 1941.

[CHAPTER 140]

AN ACT

May 28, 1941
[H. R. 3514]

[Public Law 81]

To authorize the Secretary of the Interior to effect an exchange of certain tribal land of the Santa Ysabel Indian Reservation, California, for other land of equal value.

Santa Ysabel Indian
Reservation, Calif.
Exchange of land.*Proviso.*

Title to land.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Secretary of the Interior is hereby authorized to effect an exchange of approximately one and eight-tenths acres of tribal Indian land of the Santa Ysabel Reservation, California, for a tract of privately owned land of approximately four and three-tenths acres of equal value: *Provided*, That such exchange shall be effected only when the Indians enrolled on said reservation have expressed their consent thereto, either in general council or through action of their duly recognized tribal governing body.

SEC. 2. Title to the land received in the exchange shall be satisfactory to the Secretary of the Interior and shall be taken in the name of the United States in trust for the Santa Ysabel Tribe of Indians; said land shall not be allotted to individual Indians and it shall remain nontaxable until otherwise provided by Congress. Title to the Indian land conveyed in the exchange shall be by patent in fee.

Approved, May 28, 1941.

[CHAPTER 141]

AN ACT

May 28, 1941
[H. R. 3538]

[Public Law 82]

To amend the Act entitled "An Act granting certain lands to the city of Biloxi, in Harrison County, Mississippi, for park and cemetery purposes", approved April 28, 1906.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 2 of the Act entitled "An Act granting certain lands to the city of Biloxi, in Harrison County, Mississippi, for park and cemetery purposes", approved April 28, 1906, be, and the same is hereby, amended to read as follows:

"SEC. 2. That said lands are granted solely for park and cemetery purposes and shall revert to and become the property of the United States if used for any purpose whatever other than or foreign to

34 Stat. 150.

Biloxi, Miss.
Use of land granted
to.

those for which this donation is made: *Provided*, That the city of Biloxi is authorized to lease a portion of said lands to the War Department for use by the Army Air Corps Technical Schools and that such use shall not be deemed a use thereof for a purpose 'other than or foreign to those for which this donation is made'."

Approved, May 28, 1941.

Proviso.
Lease of portion to War Department.

[CHAPTER 142]

AN ACT

To provide relief for, and to promote the interests of, the landowners on the Uintah Indian irrigation project, Utah, and for other purposes.

May 28, 1941
[H. R. 3987]
[Public Law 83]

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the action of the Secretary of the Interior, pursuant to the authority contained in the Act of June 22, 1936 (49 Stat. 1803), in the cancelation, deferment, and adjustment of irrigation charges against lands within the Uintah Indian irrigation project, Utah, is hereby confirmed as follows:

Uintah Indian irrigation project, Utah.
Cancelation, etc., of certain charges.
25 U. S. C. §§ 389-389c.

(a) The cancelation of \$283,170.73 of unpaid construction assessment obligations and \$28,875.37 of unpaid operation and maintenance assessment obligations carried on the books of the project: *Provided*, That such cancelations applying to lands, the owners of which are indebted to the United States for operation and maintenance costs, shall become effective only upon the payment of the indebtedness dealt with in subsection (c) of this section.

Proviso.

(b) The deferment until December 1, 1943, of the collection of \$61,983.16 expended in drainage operations on said project; and

(c) The requirement for contracts with landowners covering \$19,230.72 accrued operation and maintenance assessments, such contracts to provide for the payment of these assessments over a period of years.

SEC. 2. The Secretary of the Interior is hereby authorized to transfer water rights, with the consent of the interested parties, to other lands under said project and to make necessary contracts to effectuate such transfers.

Transfer of water rights.

SEC. 3. The Secretary of the Interior is hereby authorized to make contracts transferring the operation and maintenance of any canal system or systems under the said project to an irrigation district, or districts, formed pursuant to State law.

Transfer of operation, etc., of canal systems.

SEC. 4. There is hereby authorized to be appropriated, out of any money in the Treasury not otherwise appropriated, the sum of \$5,682.59 for the following purposes:

Appropriation authorized.

(a) To pay, for a period of not to exceed five years following the passage of this Act (not to exceed \$1,000 in any one year), 34 per centum of the regular annual operation and maintenance assessments for class 4 lands in non-Indian ownership under the Redcap, Leland, and Henry Jim Canals, and 90 per centum of such charges for class 5 lands in non-Indian ownership under said canals, \$5,000: *Provided*, That no part of any money appropriated pursuant to this authorization shall be expended unless and until the owners of such lands shall have paid in full their respective shares of such assessments and shall have entered into an agreement with the Secretary of the Interior for the execution of soil rehabilitation programs on such lands; and

Operation and maintenance assessments.

Proviso.
Payment of owner's share.

(b) To reimburse certain individuals, or their heirs, for payments made covering lands erroneously assessed for irrigation purposes, \$682.59, which amount shall be payable from collections made from water users on this project and covered into the Treasury pursuant to section 4 of the Permanent Appropriation Repeal Act of 1934.

Reimbursements.

48 Stat. 1227.
31 U. S. C. § 725c.